IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 4395 of 2007

Date of decision: 13.11.2007

Devender Tiwari

..... Petitioner

Versus

Bank of Baroda and others

.....Respondents

Coram: Hon'ble Mr. Justice M.M.Kumar
Hon'ble Mr. Justice Ajay Kumar Mittal

Present: Mr. V.B. Aggarwal, Advocate,
for the petitioner.

Mr. R.S.Malhotra, Advocate,
for respondent No. 1.

Mr. Suvir Sheokand, Advocate,
for respondent No. 3.

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M.M.Kumar, J.

This petition filed under Article 226 of the Consitution is directed against order dated 06.03.2007 (P-1) passed by Debts Recovery Tribunal-I (DRT-I), Chandigarh vide which the Tribunal has refused to consider the application filed by the petitioner seeking interim relief on the ground that he had failed to comply with the direction dated 26.07.2007 by depositing a sum of Rs. 2.50 lacs. He had only deposited a sum of Rs. 40,000/-.

In the written statement, it is now admitted position that in pursuance to our directions dated 22.03.2007, an amount of Rs. 2,10,000/- has also been deposited. Accordingly, the total amount of Rs. 2.50 lacs, as per the direction of the Tribunal, stands deposited.

In view of the above, we set aside the order dated 06.03.2007 passed by the Tribunal (P-1) and direct the Tribunal to consider the claim

of the petitioner for grant of interim relief in accordance with law.

The writ petition stands disposed of.

(M.M.KUMAR)
JUDGE

(AJAY KUMAR MITTAL)
JUDGE

November 13, 2007
pj